

FINAL

MARION CONSERVATION COMMISSION
MINUTES OF THE REGULAR MEETING HELD ON MAY 13, 2015

Members Present: Norman A. Hills, Chairman
Stephen C. Gonsalves, Member
Cynthia C. Trinidad, Associate
Jeffrey J. Doubrava, Clerk

Members Absent: Joel D. Hartley, Vice Chairman
Lawrence B. Dorman, Member

Admin. Assistant: Donna M. Hemphill

Others Present: Peter & Asha Wallace, 167 Converse Road; Marilou Newell, The Wanderer; Henry Quinlan, South Coast Improvement; Dan Crete, Saltworks Marine; Kevin Oliveira.

Meeting convened at 7:00 PM on Wednesday, May 13, 2015 in the conference room of the Marion Town House, 2 Spring Street, Marion, Massachusetts. Site visits were held on Saturday, May 9, 2015 by J. Doubrava and N. Hills. This meeting was televised and video recorded by Old Rochester Community Television (ORCTV), and audio recorded by Town of Marion staff.

7:00 PM **Appointment - Peter & Asha Wallace**, Extension Permit request (File No. SE 041-1180), for Removal of invasive species at 167 Converse Road. Peter and Asha Wallace were present. N. Hills noted that the site inspection was done on Saturday, May 9, 2015. He noted that this is extension is for only treating the phragmites. N. Hills asked if there were any questions from the audience or from the board. There were none. N. Hills motioned to grant a three year Extension Permit for the treatment of the phragmites; J. Doubrava seconded; voted unanimously.

7:05 PM **Thomas Quinlan**, Request for Determination of Applicability (File No. 41D- 1569), for wood construction; enclosing the second story porch for addition offices at 208 Wareham Road. Henry Quinlan was present to represent Thomas Quinlan. N. Hills said that the site inspection was done. He noted that there is not going to be a change to

43 the footprint and no change in grading. He also noted that it is in the Velocity Zone. N. Hills
44 asked if there were any questions from the audience or the board. There were none. J
45 Doubrava motioned to close the hearing; S. Gonsalves seconded; voted unanimously.

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48 **A & J Boat Corporation:** Request for Certificate of Compliance for File No. SE -41-
49 1156. The engineer provided a letter stating that the work had been completed and
50 requested a Certificate of Compliance be issued. N. Hills said the board did a site
51 inspection and the work met the requirements of the Order of Conditions. N. Hills motioned
52 to issue the Certificate of Compliance; J. Doubrava seconded; voted unanimously.

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54 **7:10 PM** **Kevin Oliveira,** Request for Determination of Applicability (File No.
55 41D-1570), to replace existing deck with new composite material and square off/add
56 several feet; replace stairs to the deck at 28 Pawkechatt Way. Kevin Oliveira was present
57 and explained the project. The top layer of the deck would be replaced, but the support
58 columns would remain the same. They will be adding a support column and will be
59 squaring off the deck. N. Hills noted that the project is in an AE zone. A silt fence will not be
60 needed since there are not wetlands nearby. N. Hills asked if there were any questions from
61 the audience or the board. There were none. J. Doubrava motioned to close the hearing;
62 C. Trinidad seconded; voted unanimously.

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64 **MINUTES:** N. Hills motioned to accept minutes for April 22, 2015 as modified
65 with input from board members; J. Doubrava seconded; minutes were approved.

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67 **7:15 PM** **Jonathan Howland,** Request for Determination of Applicability (File
68 No. 41D-1571), to build a 24' x 32' barn. Jonathan Howland was present. N. Hills said that
69 members did a site visit and that this was an after the fact filing. The barn will be built in an
70 AO flood zone. N. Hills noted that this filing is for the barn only and when the house is to be
71 constructed a new filing will have to be made. J. Howland said that the septic system has
72 been designed and they are looking at the fall for construction of the house. N. Hills noted
73 that the septic and house can be done under one filing. N. Hills asked if there were any
74 questions from the audience or the board. J. Doubrava motioned to close the hearing; C.
75 Trinidad seconded; voted unanimously.

76
77 **DRAFT:** There was a short discussion regarding a letter of clarification for the
78 Saltworks Marine, LLC Order of Conditions. N. Hills motioned to approve the letter as written;
79 J. Doubrava seconded; voted unanimously.

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81 **96 Moorings Road Nominee Trust:** Request for Certificate of Compliance for File
82 No. SE 041-1089 for seawall construction. The engineer sent a letter stating that the work
83 had been completed and that they are requesting the Certificate of Completion and they
84 have not done the beach nourishment. A site visit was conducted on May 9, 2015. N. Hills
85 motioned to issue the Certificate of Compliance; S. Gonsalves seconded; voted
86 unanimously.

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88 **96 Moorings Road Nominee Trust:** Request for Certificate of Compliance for File
89 No. SE 041-1119 for the additions and septic modifications. The engineer sent a letter
90 stating that the work had been completed and that they are requesting the Certificate of
91 Completion. N. Hills motioned to issue the Certificate of Compliance; J. Doubrava
92 seconded; voted unanimously.

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94 **CORRESPONDENCE:**
95 • A letter from Eversource regarding herbicide work by the power lines. The
96 letter will be filed for future reference.
97 • A letter from the D.E.P. regarding mosquito control. The letter will be filed for
98 future reference.

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100 **DISCUSSION:** Bird Island Packet of information regarding the proposed work to be
101 done. N. Hills went to a meeting with the Town Administrator, D.E.P., Department of Fish &
102 Game, Army Corps of Engineers and Harbormaster. Plans were provided. N. Hills said that
103 there were two items at the Town Meeting on May 11, 2015 that were for the project. The
104 project is to rebuild the barrier wall around the island and fill the interior. They are proposing
105 to plant the natural vegetation for the terns as well as replace the gravel path. N. Hills
106 explained that the gravel path, the land around the lighthouse and the lighthouse itself will
107 still belong to the town as far as maintenance goes. The state will be responsible for
108 everything else going forward. J. Doubrava asked when the work will be done. N. Hills said
109 that an Ecological Restoration Notice of Intent is being prepared. The project will go out to
110 bid. The state has very stringent requirements of the rocks that can be used. They are
111 hoping to begin work this fall. This is an approximately \$4.2 million project.

112
113 **Kevin Oliveira:** J. Doubrava drafted the Determination for 28 Pawkechatt Way, File
114 No. 41D-1570. Negative Box #2. J. Doubrava motioned to accept; N. Hills seconded; voted
115 unanimously.

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117 **Thomas Quinlan:** N. Hills drafted the Determination for 208 Wareham Road, File No.
118 41D-1569. Positive Box #2B, the wetland lines on the plan are not accepted and Negative
119 Box #2. N. Hills motioned to accept; J. Doubrava seconded; voted unanimously.

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121 **Jonathan Howland:** C. Trinidad drafted the Determination for Howland Road, File
122 No. 41D-1571. Negative Box #2. C. Trinidad motioned to accept; N. Hills seconded; voted
123 unanimously.

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125 N. Hills mentioned that a discussion regarding Goldovitz Bog is on the next Board of
126 Selectmen meeting. He also mentioned that there are plans for the Washburn Park repairs
127 but nothing has come to the board as of yet.

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132 Meeting adjourned at 7:45pm

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Donna M. Hemphill, Administrative Assistant

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139 Approved: May 27, 2015